

## CALIFORNIA COASTAL COMMISSION

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TO: Coastal Commissioners and Interested Public

FROM: Peter M. Douglas, Executive Director  
James W. Burns, Chief Deputy Director  
Jeffrey Stump, Legislative Coordinator

SUBJECT: FINAL LEGISLATIVE REPORT FOR 1998

### CONTENTS:

This report provides summaries and the status of bills that affect the Coastal Commission or that staff has identified as priority legislation.

### Note:

This information can be accessed through the Commission's World Wide Web Homepage at **<http://ceres.ca.gov/coastalcomm/index.html>**

Please contact Jeff Stump, Legislative Coordinator, at (415) 904-5266 with any questions on the material contained in this report.

### **PRIORITY LEGISLATION**

#### **AB 93 (Lempert) Coastal Public Access Protection**

AB 93 would prohibit state agency from taking any action to extinguish through a transfer, sale or other mechanism, or from in any way converting to a private or non-recreational use, any property, or any interest in that property, that provides or has provided public access to, or along the coast, and would require the Attorney General to represent the Coastal Conservancy in litigation that involves a dispute concerning the protection or provision of public access to, or along, the coast.

Introduced	02/23/98
Last Amend	08/20/98
Status	Vetoed by Governor
Staff Involvement	Responded to author's request for information, provided testimony

#### **AB 1956 (Knox) Coastal Development**

AB 1956 would permit the executive director of the Commission to file notice of a violation of the California Coastal Act (Act) if the executive director has determined that real property has been developed in violation of the Act. The bill would require a public hearing to be held if the owner submits a timely objection to the filing of the notice of violation, and would require the issuance of a clearance letter if the Commission finds that no violation has occurred. If the Commission determines that a violation has occurred, the bill would require the recordation of the notice of violation with the county recorder of the county in which the real property is located.

Introduced	02/17/98
Last Amend	05/07/98
Status	Vetoed by Governor
Staff Involvement	Drafted language, provided testimony

#### **AB 1962 (Kuehl) Coastal Resources: Coastal Development Permits**

AB 1962 would authorize the Commission, if there is determined to be conflicting scientific or technical information regarding a proposed coastal development, to require a project applicant to contract with an independent expert to conduct a review of the proposed development. The bill would require the Commission to adopt guidelines that set forth the rights and responsibilities of the Commission, the project applicant, and the selected expert with regard to the conduct of the review.

Introduced	02/17/98
Last Amend	05/16/98
Status	Vetoed by Governor
Staff Involvement	Drafted language, provided testimony

AB 2455 (Strom-Martin) Special Environmental Design License Plates

AB 2455 would amend Section 5067 of the Vehicle Code to direct coastal license plate funds currently deposited in the ELPF to be deposited in the Coastal Conservancy's Coastal Access Account for grants to local governments and non-profit agencies for maintenance and operation costs associated with public access projects and for maintenance and operation costs for managing environmentally sensitive habitat areas.

Introduced	02/20/98
Last Amend	04/02/98
Status	Senate Transportation Committee – Failed passage, reconsideration not granted.
Staff Involvement	Responded to author's request for information, provided testimony

SB 1453 (Alpert) Coastal Resources: Non-Point Source Pollution

SB 1453 would require the Commission and the State Water Resources Control Board to work cooperatively together to develop and implement, consistent with and supported by local, state, and federal efforts that are currently underway, a federally approvable coastal non-point pollution control program that complies with applicable state and federal laws in effect on January 1, 1999.

Introduced	02/02/98
Last Amend	03/17/98
Status	Vetoed by Governor
Staff Involvement	Responded to author's request for information, provided testimony

SB 1457 (McPherson) Coastal Development Permits.

SB 1457 would streamline the coastal permitting process by allowing the Commission, upon request of a local government with a certified Local Coastal Program (LCP) and a project applicant, to process one permit for a project that lies both in the Commission's retained permit jurisdiction and in the local government's jurisdiction under a certified LCP. The bill would also allow the Commission to process a minor lot line adjustment through the administrative permit process.

Introduced	02/18/98
Last Amend	05/07/98
Status	Senate Natural Resources Committee – Failed to pass.
Staff Involvement	Drafted language, provided testimony

SB 1644 (Thompson) Oil Spills: Non-Tank Vessels.

AB 1644 would prohibit the operation of a non-tank vessel of 300 gross registered tons or greater in the marine waters of the state unless the owner or operator has an oil spill contingency plan prepared, submitted to and approved by the administrator for oil spill response.

Introduced	02/13/98
Last Amend	04/28/98
Status	Chapter 964, Statutes of 1998.
Staff Involvement	Attended informational meetings.

SB 1762 (McPherson) Coastal Resources: Development Fees Appropriation

SB 1762 would require that coastal development permit fees collected by the Commission which are deposited in the Coastal Access Account, in the State Coastal Conservancy Fund, be continuously appropriated without regard to fiscal year to, and expended by, the Conservancy for those grants to public agencies and private non-profit entities or organizations.

Introduced	02/18/98
Last Amend	04/20/98
Status	Assembly Appropriations Committee – Placed on Suspense File
Staff Involvement	None